IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.851 OF 2006.
IN
CRIMINAL APPEAL NO.656 OF 2006.

Mahadeo Arjun Gholve. ... Applicant.
Versus.
State of Maharashtra. ... Respondent.

Shri Milind Deshmukh for the Applicant.

Shri U.V.Nikam for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 14th September, 2006.

P.C.:

1. Heard the learned Advocates appearing for the parties. The Appeal is already admitted for final hearing. Conviction of the Applicant is under sections 498A and 306 of the Indian Penal Code. The sentences are to run concurrently. The maximum sentence is of five years. The conviction appears to be based on the socalled dying declaration of the deceased during the course of telephonic talk with P.W.1 to 3. During the pendency of the case, the Applicant was on bail. There is nothing on record to show that he has misused the liberty granted by the Court.

2. Hence the application is disposed by the following order:

i) The Applicant shall be enlarged on the same bail on which he was enlarged during the pendency of the trial, subject to filing fresh bail bonds.

ii) The bail is granted subject to condition that the Applicant will report to the concerned Police Station once in a month till final disposal of the Appeal.

Judge.